

FORM SUMMARY

Name of Form: Plea Questionnaire/Waiver of Rights

Form Number: JD-1737

Statutory Reference: §§938.23, 938.243, 938.30, Wisconsin Statutes

Benchbook Reference: JV-6-5

Purpose of Form: To provide a standard format for a juvenile to complete to enter a plea, waive rights and indicate an understanding of appeal rights.

Who Completes It: The juvenile (usually with the assistance of counsel).

Distribution of Form: Original is filed with the court.

Accompanying Forms: Generally none, although additional documentation may be needed. For example:

- Complex plea agreements may be in writing;
- Specific conditions of supervision may be too long to fit in the space provided;
- The elements of the charge(s) may be spelled out in greater detail than is available in the space provided;
- Answers to some questions may require further explanation.

New Form/Modification: Modification, last update 05/00.

Modifications: Modified to comply with §938.3415 created by 2001 Act 95. This law requires that the court shall inform the juvenile about not possessing body armor if found delinquent for an act that if committed by an adult would be a violent felony.

Comments: Adult criminal courts and some juvenile courts have utilized written plea questionnaire forms for several years. The plea questionnaire does not eliminate the need for a personal colloquy between the court official and the juvenile, but it does allow the court a reference that can shorten the plea taking process. It also provides defense counsel with a format to follow to ensure coverage of all relevant issues.

About this form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.